

R.C.S. No. 248/2018
Govind Vs. Namdev

Order below Exh. No.19.

1. This is an application for setting-a-side no written statement order by defendant No. 3 and 4. The summons were served on defendant No. 3 and 4 on 26.06.18. As per order 8 rule 1 CPC the W.S. should have been filed within 30 days from the service of summons. However in no case it should be beyond the period of 90 days. From the service of summons this application is filed by defendant after 101 days. This is suit for immovable property. Therefore the opportunity is required to be given to the defendant No. 3 and 4. Hence The application is allowed but subject to costs of Rs. 200/- to be borne by each defendant equally.

Sd/-

Date:-16-11-2018.

(N. G. Vyas)

2nd Jt. Civil Judge, J. D.,
Nilanga.